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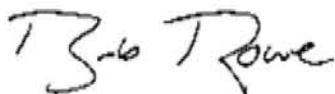
Ms. Marlene H. Dortch, Secretary
Federal Communications Commission
445 Twelfth Street, SW
Washington DC 20554

Re: CC Docket No. 01-92 – *Ex Parte* Presentation

Dear Ms. Dortch:

On December 4, 2006 representatives of Embarq, FairPoint, TDS, ITTA and the undersigned had ex parte meetings in the above-captioned proceeding with Commissioner Copps and Scott Duetchman; Commissioner Adelstein and Scott Bergman; Commissioner Tate and Ian Dillner; and, Michelle Carey. The attached document was discussed.

Sincerely,



Robert C. Rowe
Senior Partner

cc. Scott Duetchman, Scott Bergman, Ian Dillner, Michelle Carey



CC Docket No. 01-92

December 4 2006



Prompt FCC action encouraged

- ITTA urges prompt adoption of Missoula Plan “proposed interim process,” and call detail records proposal filed November 6, 2006, as generally consistent with mid-size carrier proposals
- Industry now recognizes phantom traffic is a significant problem and is prepared to support action
- The FCC should quickly adopt federal rules to:
 - Reduce anti-competitive arbitrage
 - Enable capture of revenues supporting networks
 - Safeguard consumers
 - Establish a basis for comprehensive ICC reform
 - Helps determine the actual amount of revenue lost from access reductions
 - Focused next step in process
 - Affirms principle that users of the network should help pay for the network

Mid-size companies have supported constructive approaches

- Mid-Size carriers/ITTA have been active in promoting understanding of the problem and potential solutions
 - Numerous comments in Intercarrier Compensation docket
 - Multiple ex parte presentations and meetings with Commissioners' offices and Bureau
 - Specific, actionable proposal filed December 2005
 - Specific rules
 - Jurisdictional basis
 - Modified proposal filed March 2006 based on further industry discussions
 - Efforts all intended to support prompt and focused Commission action

- Phantom traffic will continue to increase absent specific rules to resolve the problem
- The FCC has the jurisdiction, the record, and specific proposals, enabling it to enact rules to resolve phantom traffic now
- The Commission should move quickly to enact clear and enforceable labeling and routing rules
- Greater accountability for use of the network is needed in order to protect consumers and ensure network viability longer term
- Missoula Plan “proposed interim process” and call detail proposal provides industry-supported template for action
 - ITTA does not take a position at this time on any focused modifications that may be offered by ITTA member companies